

Fantry Law
175 Langford Road
Blythewood, SC 29016
Telephone (803) 691-8900 Facsimile (803) 691-8998

March 23, 2009

Charles L. A. Terreni
The Public Service Commission
State of South Carolina
P. O. Drawer 11649
Columbia, South Carolina 29211

RECEIVED
2009 MAR 23 PM 3:01
SC PUBLIC SERVICE
COMMISSION

Re: Ex Parte Briefing - Renewable & Clean Energy

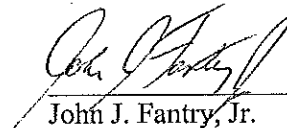
Dear Mr. Terreni:

The undersigned attorney is the designated neutral for the Renewable & Clean Energy Ex Parte Briefings of March 20, 2009, appointed pursuant to §58-3-260(C)(6)(c) of the SC Code. Pursuant to §58-3-260(C)(6)(a)(i) of the SC Code, I submit for filing:

1. The Executive Director's Designee's 72 Hour Certification Statement.
2. The Certification Statements of the following Renewable & Clean Energy Ex Parte Briefing Attendees: John J. Fantry Jr., Neutral, Leigh Ford, Shannon Bowyer Hudson, Esquire, Melisa Johns, Lara Nichols, ORS Executive Director C. Dukes Scott, John Flitter, Nanette Edwards, Chad Burgess, Kenneth Jackson, Gary E. Walsh, Douglas H. Carlisle Jr., Henry Barton, Michael Seaman-Huynh, Randy Watts, Scott Elliott, Esquire, and Len Anthony, Esquire on March 20, 2009
3. The Certification Statements of the following Commissioners and Staff attending the Renewable & Clean Energy Ex Parte Briefing: Madam Commission Chairman Elizabeth B. Fleming, Commission Vice-Chairman John E. Howard, Commissioner Mignon L. Clyburn, Commissioner David A. Wright, Commissioner G. O'Neal Hamilton, Commissioner Randy Mitchell, Commissioner Swain E. Whitfield, Chief Clerk and Administrator Charles L.A. Terreni, Executive Assistant James Spearman, Energy Advisor Philip Riley, Deputy Clerk Jocelyn Boyd, Chief Counsel Joseph Melchers, Senior Counsel David Butler, Staff Counsel Randall Dong, Staff Counsel Josh Minges, Senior Audit Advisor Tom Ellison, Lynn Ballentine, Jo M. Wheat, Scott Elliott, and Deborah Easterling.
4. The Transcript of the Renewable & Clean Energy Ex Parte Briefing, filed with ORS on March 20, 2009.

The original of this letter will be mailed this date. The documents, cited in items 1 through 4 above, have been delivered to Ms. Boyd for inclusion in your files.

Yours truly,


John J. Fantry, Jr.

cc: Jocelyn Boyd, Deputy Clerk Jocelyn.Boyd@psc.sc.gov
Shannon Bowyer Hudson, Esquire shudson@regstaff.sc.gov

090007/Terreni-Filing PSC/090323

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(ORS Executive Director or Designee)**

RECEIVED
2009 MAR 23 PM 3:01
SC PUBLIC SERVICE
COMMISSION

THIS CERTIFICATION IS TO:

- BE SIGNED BY EXECUTIVE DIRECTOR OR HIS DESIGNEE, AND
- BE FILED WITH THE CHIEF CLERK OF THE PUBLIC SERVICE COMMISSION **WITHIN SEVENTY-TWO HOURS** OF THIS BRIEFING.

Name: John J. Fantry Jr.	Date of Meeting: 3-20-2009
ORS Position Title: Neutral	Matter: Renewable & Clean Energy Breifing
	Docket No.: N/A

By signing this Certification, I certify that:

1. The briefing was conducted in compliance with the provisions of S.C. Code Ann. §58-3-260(C)(6).
2. EACH PERSON present at the briefing complied with the reporting and certification requirements of (ii), (iii), and (iv) within 48 hours after the briefing.
 - a. The subsection (ii) and (iii) requirements are that EACH ATTENDEE INCLUDING EACH COMMISSIONER AND EACH COMMISSION EMPLOYEE is to file a certification with the ORS:
 - i. That accurately summarizes the discussions occurring during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
 - ii. With copies attached of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
 - iii. That no commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or

prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]

- b. The subsection (iv) requirement is that EACH COMMISSIONER AND EACH COMMISSION EMPLOYEE present at the briefing file a certification that they will comply with State law requiring them to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]
3. Copies of all certified statements and all other matters filed with the ORS by briefing attendees pursuant to(C)(6)(a)(ii), (iii), and (iv) are attached to this certification.
4. Persons and matters not in compliance with S.C. Code Ann. §58-3-260(C)(6) are listed in the lines below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. I further certify that if the lines are blank that all attendees or matters for this briefing are in compliance.

This concludes my Certified Statement.



Signature of Office of Regulatory Staff
Executive Director or Designee

Date: 3 - 23 - 2009

G. DUKES SCOTT
EXECUTIVE DIRECTOR

1401 Main Street, Suite 900
Columbia, SC 29201



Phone: (803) 737-0800
Fax: (803) 737-0801

DAN F. ARNETT
CHIEF OF STAFF

shudson@regstaff.sc.gov

*Shannon Bowyer Hudson
Counsel for ORS*

March 23, 2009

John J. Fantry, Jr., Esquire
The Fantry Law Firm
175 Langford Road
Blythewood, SC 29016

RECEIVED
2009 MAR 23 PM 3:02
SC PUBLIC SERVICE
COMMISSION

Re: South Carolina Office of Regulatory Staff - March 20, 2009 Allowable Ex Parte
Briefing Certification and Filing

Dear John:

This letter is being sent to comply with the procedures set forth in the allowable ex parte briefing statute, S.C. Code Ann. §58-3-260(C)(6), whereby you were assigned as the neutral designee to administer the Renewable Resources and Clean Energy allowable ex parte briefing. Pursuant to § 58-3-260(C)(6)(a)(ii), (iii), and (iv), you have confirmed to the Office of Regulatory Staff that these subsections have been complied with by those in attendance at the Renewable Resources and Clean Energy allowable ex parte briefing. I understand that you will file written certification to the Public Service Commission of South Carolina stating such.

In addition, I would like to submit the following information in response to two questions raised during the allowable ex parte briefing. First, regarding landfill gas facilities, the question was asked at what point there is no longer adequate methane in the facility to produce electricity or, in other words, at what point is the facility capped out. The Environmental Engineering Reference Manual for the Principles and Practice of Engineering Exam, Michael R. Lindeburg, P.E., 2001 states, "Landfill gas production slowly drops 3 to 5% annually to approximately 30% of its original value after about 20 to 25 years, which is considered to be the economic life of a gas-reclamation system."

Second, a question was asked about the availability of stimulus money for renewables and clean energy. ORS is aware that the American Recovery and Reinvestment Act of 2009 (ARRA) appropriates more than \$42 billion for energy programs and more than \$21 billion in energy tax incentives. According to the American Council on Renewable Energy, the following are included in the ARRA:

Tax Incentives:

- **Three-Year Extension of Production Tax Credit (PTC):** The bill provides a three-year extension of the PTC for electricity derived from wind facilities through December 31, 2012, as well as for geothermal, biomass, hydropower, landfill gas, waste-to-energy and marine facilities through December 31 2013.
- **Investment Tax Credit (ITC) Accessible to All Renewable Energy:** The bill provides project developers of wind, geothermal, biomass and other technologies eligible for the PTC, the option of instead utilizing the 30% ITC that previously only applied to solar and other clean technology projects.
- **Repeals Subsidized Energy Financing Limitation on ITC:** The bill would allow businesses and individuals to qualify for the full amount of the ITC, even if their property is financed with industrial development bonds or other subsidized energy financing.
- **Grant Program in Lieu of Tax Credits:** The bill allows project developers to apply for a grant from the Treasury Department in lieu of the ITC. The grant will be equal to 30% of the cost of eligible projects that start construction in 2009 or 2010. It will be issued within sixty days of the facility being placed in service or, if later, within sixty days of receiving a grant application.
- **Five Year Carry-Back Provision for Operating Losses of Small Businesses:** The bill would extend the carry-back period for net operating losses (NOL) from two to five years for tax years 2008 and 2009. An eligible NOL includes the NOL for any taxable year ending in 2008 or if the taxpayer chooses, any taxable year beginning in 2008. An election under this provision may only be taken for one taxable year.
- **Extends Bonus Depreciation:** The bill extends, through 2009, the temporary increase of bonus depreciation to 50% that Congress enacted last year. These write offs can be applied to capital expenditures ranging from \$250,000 to a newly increased threshold of \$800,000.

Bond and Loan Programs:

- **Clean Energy Renewable Bonds (CREBs):** The bill provides \$1.6 billion of new clean energy renewable bonds to finance wind, closed-loop biomass, open-loop biomass, geothermal, small irrigation, hydropower, landfill gas, marine renewable, and trash combustion facilities. One third of the authorized funding will be available for qualifying projects of state/local/tribal governments, one-third for public power providers and one-third for electric cooperatives.
- **Renewable Energy Loan Guarantee Program:** The bill provides \$6 billion for a temporary loan guarantee program for renewable energy power generation and transmission projects that begin construction by September 30, 2011. Up to \$500 million of the overall \$6 billion can be used for the development of leading edge biofuels that have been demonstrated and have commercial promise to substantially reduce greenhouse gas emissions.

This information may be located at:

<http://www.energy.ky.gov/NR/rdonlyres/2816C380-D08B-42B0-918F-2B77BB63F533/0/ACOREOverviewofREProvisionsofARRA.pdf>

Lastly, I include a link to South Carolina Public Service Commissioner David Wright's February 10, 2009 testimony before the Senate Committee on Energy & Natural Resources. It can be found via a link on the following page:

http://energy.senate.gov/public/index.cfm?FuseAction=Hearings.Hearing&Hearing_ID=3de47fcb-99e4-e0fd-c5e6-52532f60f256

The above page provides a link to a video of the hearing and also to a Word document containing Commissioner Wright's prepared remarks.

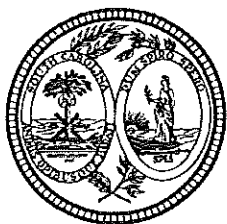
Please accept my appreciation for your work and assistance and know that I am available if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Shannon Bowyer Hudson". The signature is written in a cursive, flowing style.

Shannon Bowyer Hudson

cc: Charles L.A. Terreni, Esquire
Jocelyn Boyd, Esquire



Charles L.A. Terreni
Chief Clerk/Administrator

The Public Service Commission State of South Carolina

COMMISSIONERS
Elizabeth B. "Lib" Fleming, Fourth District
Chairman
John E. "Butch" Howard, First District
Vice Chairman
David A. Wright, Second District
Randy Mitchell, Third District
G. O'Neal Hamilton, Fifth District
Mignon L. Clyburn, Sixth District
Swain E. Whitfield, At-Large

Phone: (803) 896-5133
Fax: (803) 896-5246
Charles.Terreni@psc.sc.gov

March 9, 2009

John J. Fantry, Esquire
The Fantry Law Firm
175 Langford Road
Blythewood, South Carolina 29016

RE: Renewable Resources and Clean Energy

Dear John:

Pursuant to S.C. Code Ann. § 58-3-260(C)(6)(c) I am writing to confirm your appointment to serve as the neutral party in the ex parte briefings of certain members of the Public Service Commission and its staff by the Office Of Regulatory Staff on March, 20, 2009 (notices of the briefings are enclosed with this letter). Thank you for your willingness to serve in this capacity.

With best wishes, I am,

Sincerely yours,

Charles L.A. Terreni

cc: The Honorable Lib Fleming
Shannon Bowyer Hudson, Esquire

C. DUKES SCOTT
EXECUTIVE DIRECTOR

1101 Main Street, Suite 900
Columbia, SC 29201



DAN E. ARNETT
CHIEF OF STAFF

Phone: (803) 737-0800
Fax: (803) 737-0801

shudson@regstaff.sc.gov

*Shannon Bowyer Hudson
Counsel for ORS*

February 27, 2009

Charles L.A. Terreni, Esquire
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Posting Notices for Allowable Ex Parte Communication Briefings

Dear Mr. Terreni:

Pursuant to S.C. Code Ann. § 58-9-260(C)(6)(a)(v), the Public Service Commission of South Carolina is respectfully requested to post the attached Notice of Request for an Allowable Ex Parte Briefing on its website no later than Friday, March 13, 2009. Thank you for your assistance in this matter and please let me know if you have any questions.

Respectfully submitted,

Shannon Bowyer Hudson

Attachment

**NOTICE OF REQUEST
FOR AN ALLOWABLE EX PARTE BRIEFING**

Pursuant to S.C. Code Ann. § 58-3-260(C)(6)(a)(v), the Public Service Commission of South Carolina hereby provides notice of the following request for an allowable ex parte briefing.

Person or Party Requesting the Briefing: Office of Regulatory Staff ("ORS")

Date and Time of the Proposed Briefing: March 20, 2009 commencing at 10:30am and ending two hours thereafter

Commissioners and Commission Employees Requested to Attend Briefing:

Madame Commission Chairman
Elizabeth B. Fleming
Commission Vice-Chairman John E. Howard
Commissioner Mignon L. Clyburn,
Commissioner David A. Wright,
Commissioner G. O'Neal Hamilton
Commissioner Randy Mitchell
Commissioner Swain E. Whitfield
Chief Clerk and Administrator
Charles L.A. Terreni,
Executive Assistant James Spearman,
Energy Advisor Philip Riley,
Deputy Clerk Jocelyn Boyd,
Chief Counsel Joseph Melchers
Senior Counsel David Butler
Staff Counsel Randall Dong
Staff Counsel Josh Minges
Senior Audit Advisor Tom Ellison

Subject Matter to Be Discussed at Briefing:

Renewable Resources and Clean Energy

Commission Docket:

None

The Public Service Commission of South Carolina will post on its website further information from this allowable ex parte briefing within 96 hours of its conclusion.

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
✓ Leigh Ford	1401 main st #900 Columbia, SC 29201	ORS	lford@regstaff.sc.gov	737-0849
✓ Shannon Sawyer Hudson	"	"	shudson@regstaff.sc.gov	737-0889
✓ John J. Fantony Jr	175 Langford Rd Box 46 woods (29011)	Neutral For Briefing - ORS PSC	JFantony@bellsouth.net	803-769-8900
✓ Melisa Johns	526 S. Church St. Charlotte NC 28205	Duke	mjohns@duke-energy.com	704-904-4745
✓ Lara Nichols	"	"	lnichols@duke-energy.com	704-382-9960
✓ Derek Scott	"	ORS	coscott@regstaff.sc.gov	737-0800

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
John Fitter	Cola. SC	ORS	jfitter@regstaff.sc.gov	737-0811
Nanette Edwards	.	ORS	nedwards@regstaff.sc.gov	8737-0575
CHAD BURGESS	1426 main st Columbia, SC	SCE & G	chad.burgess@scann.com	217-8141
Dash Minges		SCPSC		
Kenneth Jackson	1426 main st Columbia, SC	SCE & G	KJackson@scann.com	217-7805
GARY WALSH	P.O. Box 23158 Columbia, SC 29223	DPSC		254-5505

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
✓ Douglas Carlisle		ORS		
✓ Lynn Ballentine		PSC		
✓ Tom Ellison		PSC		
✓ Joseph Melchers		PSC		
✓ Charles Jensen		PSC		
✓ James Spearman		PSC		

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
✓ David Butler		PSC		
✓ Phil Riley		PSCSC		
✓ Henry Barton		SCANA		
✓ Michael Seaman-Hayes		ORS		
✓ Randy Watts		ORS		
✓ Jo Wheat		PSC		

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
✓ Swain Whitfield		PSC		
✓ Randy Mitchell		PSC		
✓ Lib Fleming		PSC		
✓ David Wright		PSC		
✓ Butch Howard		PSC		
✓ O'Neal Hamilton		PSC		

Allowable *Ex Parte* Communication Briefing

Office of Regulatory Staff

Briefing regarding Renewable Resources and Clean Energy

Public Service Commission of South Carolina Hearing Room
Synergy Business Park
101 Executive Center Drive
Columbia, South Carolina 29210

Friday, March 20, 2009 at 10:30 a.m.

(PLEASE PRINT)

NAME	ADDRESS	ORGANIZATION	EMAIL ADDRESS	PHONE NO.
✓ Scott Elliott		Elliott Law Firms		771-0555
✓ Ken Anthony				
✓ Deborah Easterling		PSC		
✓ Jocelyn Boyd		PSC		

Form #4

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
 (Attendee)**

THIS CERTIFICATION IS TO:

- BE SIGNED BY EACH BRIEFING ATTENDEE EXCEPT COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Leigh Ford</i>	Date of Meeting: 3-20-09
Occupation: <i>Electric Specialist</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.: <i>none</i>

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.

Quigley C. Ford
Signature of Briefing Attendee

Date: 3-20-09

Form #4

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(Attendee)**

THIS CERTIFICATION IS TO:

- BE SIGNED BY **EACH** BRIEFING ATTENDEE **EXCEPT** COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Shannon Boyer Hudson</i>	Date of Meeting: 3-20-09
Occupation: <i>Attorney</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.: <i>None</i>

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.

Shana B. Hudson

Signature of Briefing Attendee

Date: 3-20-09

Form #4

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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>John J. Fantasy Jr</i>	Date of Meeting: 3-20-09
Occupation: <i>Lawyer - Fantasy Law</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>Neutral - PSC</i>	Docket No.: <i>N/A</i>

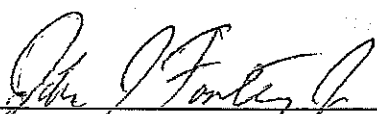
By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
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See Transcript

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This concludes my Certified Statement.


Signature of Briefing Attendee

Date: 3-20-09

Form #4

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Name: <i>Melisa Johns</i>	Date of Meeting: 3-20-09
Occupation: <i>Director - Regulatory Affairs - SC</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>Duke Energy</i>	Docket No.:

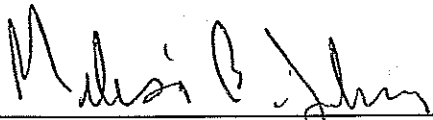
By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
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See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.



Signature of Briefing Attendee

Date: 3-20-09

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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Lara S. Nichols</i>	Date of Meeting: 3-20-09
Occupation: <i>Attorney</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>Duke Energy</i>	Docket No.: <i>N/A</i>

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.


Signature of Briefing Attendee

Date: 3-20-09

Form #4
ALLOWABLE EX PARTE COMMUNICATION BRIEFING
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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>Dukes Scott</i>	Date of Meeting: 3-20-09
Occupation:	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.


Signature of Briefing Attendee

Date: 3-20-09

Form #4

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(Attendee)**

THIS CERTIFICATION IS TO:

- BE SIGNED BY **EACH** BRIEFING ATTENDEE **EXCEPT** COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>John Flitter</i>	Date of Meeting: 3-20-09
Occupation: <i>Director /</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.: <i>None</i>


By signing this Certification, I certify that:

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Name: <i>Nanette Edwards</i>	Date of Meeting: 3-20-09
Occupation: <i>attorney</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.:

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Nanette S. Edwards

Signature of Briefing Attendee

Date: 3-20-09

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Name: <i>CHAD BURGESS</i>	Date of Meeting: 3-20-09
Occupation: <i>ATTORNEY</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>SCE&G</i>	Docket No.: <i>N/A</i>

By signing this Certification, I certify that:

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Signature of Briefing Attendee

Date: 3-20-09

Form #5

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(Commissioner/Commission Employee)

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Name: <i>Soledad Mingers</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Attorney</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

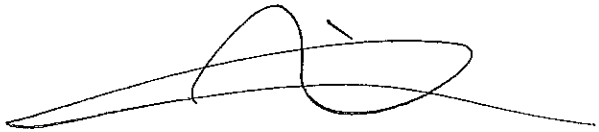
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See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

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Name: <i>Kenneth A Jackson</i>	Date of Meeting: 3-20-09
Occupation: <i>Regulatory Affairs</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>SCB26</i>	Docket No.: <i>NA</i>

By signing this Certification, I certify that:

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Name: <i>GARY E. WALSH</i>	Date of Meeting: 3-20-09
Occupation: <i>CONSULTANT</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>PROGRESS ENERGY</i>	Docket No.:

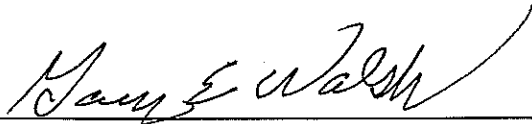
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Name: <i>Douglas H. Carlisle, Jr</i>	Date of Meeting: 3-20-09
Occupation: <i>Economist</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.:

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Signature of Briefing Attendee

Date: 3-20-09

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CERTIFIED STATEMENT
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Name: <i>Lynn Ballentine</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Audit Advisor</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

By signing this Certification, I certify that:

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This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

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Name: <i>Thomas L. Ellison</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Senior Audit Advisor</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

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This concludes my Certified Statement.

Thomas L. Ellison

Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

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Name: <i>Joseph Melchers</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Chief Counsel</i>	Matter: Renewable Resources and Clean Energy
	Docket No.: <i>N/A</i>

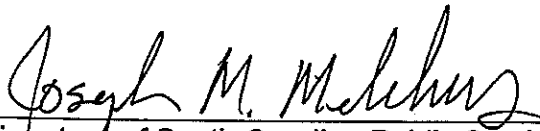
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This concludes my Certified Statement.


Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Form #5

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Name: <i>Charlie Terren</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Chief Clerk</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

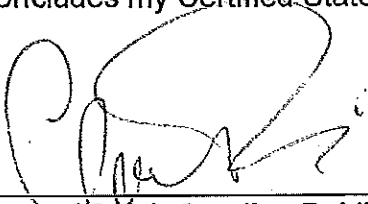
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Signature of South Carolina Public Service
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Name: <i>James G Spearman</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Executive Assistant & Sr. Technical Advisor</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

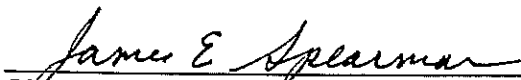
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Name: <i>David Butler</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Senior Counsel</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:


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Name: <i>Philip Riley</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Advisory Engineer IV</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

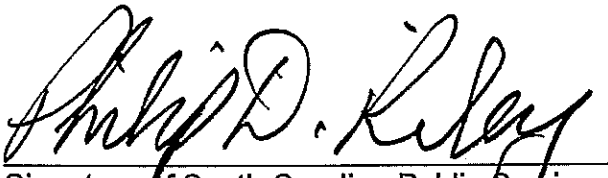
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1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.


Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
 (Attendee)**

THIS CERTIFICATION IS TO:

- BE SIGNED BY **EACH** BRIEFING ATTENDEE **EXCEPT** COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Henry Barton</i>	Date of Meeting: 3-20-09
Occupation: <i>Director</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>SCANIA Corp.</i>	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.


Signature of Briefing Attendee

Date: 3-20-09

Form #4

ALLOWABLE EX PARTE COMMUNICATION BRIEFING CERTIFIED STATEMENT (Attendee)

THIS CERTIFICATION IS TO:

- BE SIGNED BY EACH BRIEFING ATTENDEE EXCEPT COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Michael Sawman-Haynes</i>	Date of Meeting: 3-20-09
Occupation: <i>ORS Electric Specialist</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.



Signature of Briefing Attendee

Date: 3-20-09

Form #4
ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(Attendee)

THIS CERTIFICATION IS TO:

- BE SIGNED BY **EACH** BRIEFING ATTENDEE **EXCEPT** COMMISSIONERS AND PUBLIC SERVICE COMMISSION EMPLOYEES, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>RANDY WATTS</i>	Date of Meeting: 3-20-09
Occupation: <i>PROGRAM MANAGER</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>ORS</i>	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [§58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.

AR Watt

Signature of Briefing Attendee

Date: 3-20-09

Form #5
ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(Commissioner/Commission Employee)

THIS CERTIFICATION IS TO:

- BE SIGNED AND COMPLETED BY EACH COMMISSIONER AND PUBLIC SERVICE COMMISSION EMPLOYEES ATTENDING THE BRIEFING, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>Jo M. WHEAT</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>COURT REPORTER</i>	Matter: Renewable Resources and Clean Energy
	Docket No.: <i>N/A</i>

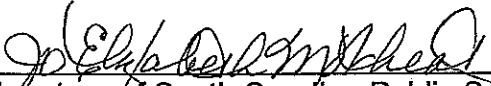
By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Form #5
ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
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Name: Commissioner Whitfield	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:

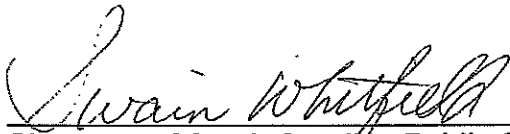
By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
(Commissioner/Commission Employee)

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Name: Commissioner Mitchell	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:

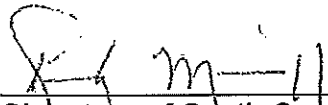
By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Form #5

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
 (Commissioner/Commission Employee)**

THIS CERTIFICATION IS TO:

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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: Chairman Fleming	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:

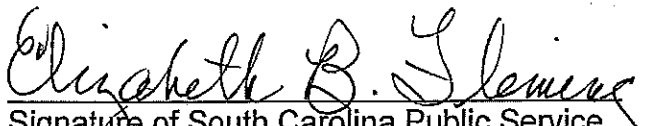
By signing this Certification, I certify that:

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2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.


Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

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Name: Commissioner Wright	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:


By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
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This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

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Name: Vice Chairman Howard	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:


By signing this Certification, I certify that:

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See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
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This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Form #5

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
 (Commissioner/Commission Employee)**

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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: Commissioner Hamilton	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:

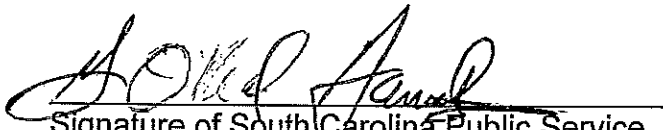
By signing this Certification, I certify that:

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3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

This concludes my Certified Statement.


Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
CERTIFIED STATEMENT
 (Attendee)**

THIS CERTIFICATION IS TO:

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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS** OF THIS BRIEFING.

Name: <i>Scott G. / 10/1</i>	Date of Meeting: 3-20-09
Occupation: <i>1/20/09</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>See P</i>	Docket No.:

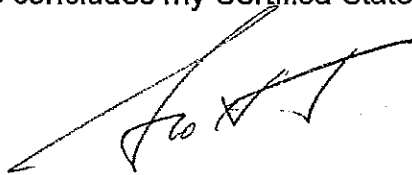
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See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

This concludes my Certified Statement.



Signature of Briefing Attendee

Date: 3-20-09

**ALLOWABLE EX PARTE COMMUNICATION BRIEFING
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- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Len Anthony</i>	Date of Meeting: 3-20-09
Occupation: <i>Attorney</i>	Matter: Renewable Resources and Clean Energy
Attending on behalf of/for: <i>Progress Energy Cardinal</i>	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [§58-3-260(C)(6)(a)(iii)]
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3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [§58-3-260(C)(6)(a)(ii)]

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Signature of Briefing Attendee

Date: 3-20-09

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Name: <i>Deborah Easterling</i>	Date of Meeting: 3-20-09
PSC Position Title: <i>Adm. Asst.</i>	Matter: Renewable Resources and Clean Energy
	Docket No.:

By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
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This concludes my Certified Statement.

Deborah Easterlin
Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Form #5

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 (Commissioner/Commission Employee)**

THIS CERTIFICATION IS TO:

- BE SIGNED AND COMPLETED BY EACH COMMISSIONER AND PUBLIC SERVICE COMMISSION EMPLOYEES ATTENDING THE BRIEFING, AND
- BE FILED WITH THE OFFICE OF REGULATORY STAFF [1401 MAIN STREET, COLUMBIA, SOUTH CAROLINA 29201] **WITHIN FORTY-EIGHT HOURS OF THIS BRIEFING.**

Name: <i>Jocelyn Boyd</i>	Date of Meeting: 3-20-09
PSC Position Title:	Matter: Renewable Resources and Clean Energy
	Docket No.:


By signing this Certification, I certify that:

1. No commitment, predetermination, or prediction of any Commissioner's action as to any ultimate or penultimate issue or any Commission employee's opinion or recommendation as to any ultimate or penultimate issue in any proceeding was requested by any person or party nor any commitment, predetermination, or prediction was given by any Commissioner or Commission employee as to any Commission action or Commission employee opinion or recommendation on any ultimate or penultimate issue. [S.C. Code Ann. §58-3-260(C)(6)(a)(iii)]
2. I have accurately summarized the discussions occurring during the briefing in full either in the space below or on an attached sheet. If a sheet is attached, it is noted as being attached on the lines below. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]

See Transcript

3. I have attached copies of any written materials utilized, referenced, or distributed during the briefing. [S.C. Code Ann. §58-3-260(C)(6)(a)(ii)]
4. I will comply with State law requiring me to grant to every other party or person requesting an allowable ex parte communication briefing on the same or similar matter that is or can reasonably be expected to become an issue in a proceeding, similar access and a reasonable opportunity to communicate, directly or indirectly, regarding any fact, law, or other matter that is or can reasonably be expected to become an issue in a proceeding under the provisions of subsection S.C. Code Ann. §58-3-260(C)(6). [S.C. Code Ann. §58-3-260(C)(6)(a)(iv)]

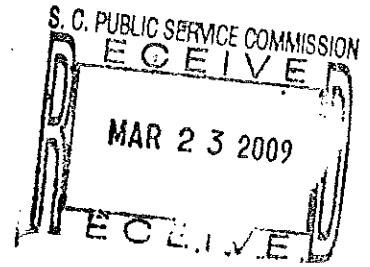
This concludes my Certified Statement.



Signature of South Carolina Public Service
Commissioner or Commission Employee

Date: 3-20-09

Fantry Law
175 Langford Road
Blythwood, SC 29016
Telephone (803) 691-8900 Facsimile (803) 691-8998



March 20, 2009

C. Dukes Scott, Executive Director
Office of Regulatory Staff
P.O. Box 11263
Columbia, SC 29211
Attention: Shannon Bowyer Hudson, Esquire

Re: Ex Parte Briefing March 20, 2009
Renewable Resources and Clean Energy

Dear Mr. Scott:

The undersigned attorney is the designated neutral for the Renewable Resources and Clean Energy Ex Parte Briefings of March 20, 2009, appointed pursuant to §58-3-260(C)(6)(c) of the SC Code.

The following persons have filed with me, by 1:00 p.m. on March 20, 2009, their written certification statements pursuant to §58-3-260(C)(6)(a).

Commissioners:

Madame Commission Chairman Elizabeth B. Fleming, Commission Vice-Chairman John E. Howard, Commissioner Mignon L. Clyburn, Commissioner David A. Wright, Commissioner G. O'Neal Hamilton, Commissioner Randy Mitchell, Commissioner Swain E. Whitfield

Commission Staff:

Chief Clerk and Administrator, Charles L.A. Terreni, Executive Assistant James Spearman, Energy Advisor Philip Riley, Deputy Clerk Jocelyn Boyd, Chief Counsel Joseph Melchers Senior Counsel David Butler, Staff Counsel Randall Dong, Staff Counsel Josh Minges, Senior Audit Advisor Tom Ellison, Lynn Ballentine, Jo M. Wheat, Scott Elliott, and Deborah Easterling.

Designated Neutral:

John J. Fantry, Jr. Esquire

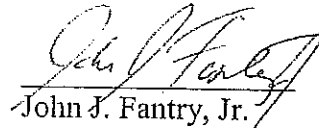
Attendees:

Leigh Ford, Shannon Bowyer Hudson, Esquire, Melisa Johns, Lara Nichols, ORS Executive Director C. Dukes Scott, John Flitter, Nanette Edwards, Chad Burgess,

Kenneth Jackson, Gary E. Walsh, Douglas H. Carlisle Jr., Henry Barton, Michael Seaman-Huynh, Randy Watts, Scott Elliott, Esquire, and Len Anthony, Esquire.

Please note that the transcript for the hearing has not been completed. This will be forwarded to your office upon its filing by the PSC.

Yours truly,



John J. Fantry, Jr.

cc: Charles L. A. Terreni, Chief Clerk/Administrator
Jocelyn Boyd, Deputy Clerk